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## FACSIMILE COVER SHEET

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DATE: January 3, 2005

TO: Examiner William D. Coleman  
Group Art Unit: 2823

FAX #: 703-872-9306

PHONE #: 571-272-2353

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Application No.: 09/917,438  
Applicant: ZHONG et al.  
Due Date: None

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OUR REF.: 3275.28US01

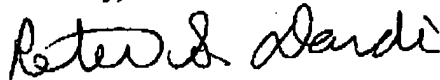
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FROM: Peter S. Dardi, Ph.D.  
PHONE #: (612) 349-5746

Attached please find the following document for filing in the above-identified patent application:

- 1) Petition for Revival of Abandoned Application (2 pages)
- 2) RCE (2 pages)
- 3) Preliminary Amendment (8 pages)

Sincerely,



Peter S. Dardi, Ph.D.  
Reg. No. 39,650

## CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office, Fax No. 703-872-9306 on the date shown below thereby constituting filing of same.

January 3, 2005  
Date

  
Peter S. Dardi

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JAN 03 2005

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	)	
	)	
ZHONG et al.	)	
	)	
Application No.: 09/917,438	)	Office of Petitions
	)	Patent and Trademark Office
Filed: July 27, 2001	)	
	)	
Title: GEBPSG TOP CLAD FOR A PLANAR	)	
LIGHTWAVE CIRCUIT	)	
	)	

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PETITION FOR REVIVAL OF UNINTENTIONALLY ABANDONED APPLICATION

Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

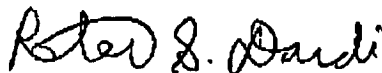
The Applicant hereby requests revival of the present application for unintentional abandonment. An Office Action mailed December 8, 2003 was not responded to by the attorney of record in the case. The assignee, Lightwave Microsystems, did not intend for this case to go abandoned and did not authorize the attorney handling this file to not respond to the Office Action. The entire delay in filing the required reply from the due date for the reply until the filing of the petition pursuant to 37 C.F.R. 1.137(b) was unintentional. The assignee has transferred responsibility for this file to the undersigned firm, and a new power of attorney form will be filed in the immediate future.

Because the assignee did not intend to allow the case to go abandoned at any period of time, it is respectfully submitted that a delay in responding to the Patent and Trademark Office was unintentional.

Application No. 10/082,603

The Commissioner is authorized to charge Deposit Account No. 16-0631 in the amount of \$1,125.00 (\$750.00 to cover the petition fee and \$375.00 to cover the RCE fee). The Commissioner is hereby authorized to charge to Deposit Account No. 16-0631 any underpayment, overpayment or additionally required fees.

Respectfully submitted,



Peter S. Dardi, Ph.D.  
Registration No. 39,650

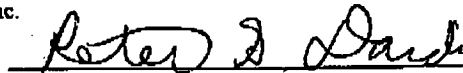
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*Please grant any extension of time necessary for entry; charge any fee due to Deposit Account No. 16-0631.*

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Peter S. Dardi